



County Technical Assistance Service  
INSTITUTE *for* PUBLIC SERVICE

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# Landfills

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Dear Reader:

The following document was created from the CTAS website ([ctas.tennessee.edu](http://ctas.tennessee.edu)). This website is maintained by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

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# Landfills

## Private Acts of 1990 Chapter 169

**SECTION 1.** No landfill for the disposal of solid or hazardous wastes shall be located within four and one-half (4½) miles from the center of the Buffalo River on each side in Lewis County.

As amended by: Private Acts of 2017, Chapter 6.

**SECTION 2.** No permit to construct or operate a landfill for the disposal of solid or hazardous waste shall be granted if the location of such landfill would violate the provisions of this act.

**SECTION 3.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Lewis County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the Secretary of State.

**SECTION 4.** For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 3.

Passed: March 22, 1990.

## Private Acts of 1990 Chapter 210

**SECTION 1.** No permit or registration shall be granted for any new solid waste processing facilities or disposal facilities or sites in Lewis County if the permit or registration application has been submitted by a county or municipality located outside the boundaries of Lewis County unless the county legislative body of Lewis County approves such solid waste processing facility or disposal facility or site in accordance with Section 2.

### **SECTION 2.**

(a) The county legislative body of Lewis County shall approve or disapprove such solid waste processing facility or disposal facility or site in accordance with the following criteria:

- (1) The type of waste to be disposed of at the facility or site;
- (2) The method of disposal to be used at the facility or site;
- (3) The projected impact on surrounding areas from noise and odor created by the proposed facility or site;
- (4) The projected impact on property values on surrounding areas created by the proposed facility or site;
- (5) The adequacy of existing roads and bridges to carry the increased traffic projected to result from the proposed facility or site;
- (6) The economic impact on the county;
- (7) The compatibility with existing development or zoning plans; and
- (8) Any other factor which may affect the public health, safety or welfare.

(b) Judicial review of the legislative body's determination shall be a de novo review before the chancery court for Lewis County.

**SECTION 3.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Lewis County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body of Lewis County and certified by him to the Secretary of State.

**SECTION 4.** For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 3.

Passed: April 12, 1990.

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